

1 Shawn Hanson (State Bar No. 109321)  
shanson@jonesday.com  
2 Katherine S. Ritchey (State Bar No. 178409)  
ksritche@jonesday.com  
3 Sarah K. Hamilton (State Bar No. 238819)  
skhamilton@jonesday.com  
4 JONES DAY  
5 555 California Street, 26th Floor  
San Francisco, CA 94104  
Telephone: (415) 626-3939  
6 Facsimile: (415) 875-5700

7 Attorneys for Defendant  
8 UNION BANK OF CALIFORNIA LONG TERM  
DISABILITY BENEFIT PLAN

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11  
12

13 JOHN NOBLE

14 Plaintiff,

15 v.

16 UNION BANK OF CALIFORNIA LONG  
17 TERM DISABILITY BENEFIT PLAN  
Defendant.

Case No: 3:08-cv-00115-SI

**[PROPOSED] ORDER GRANTING  
DEFENDANT'S MOTION TO DISMISS**

Before the Honorable Susan Illston

1 Defendant's Motion to Dismiss pursuant to Federal Rules of Civil Procedure 12(b)(6) was  
2 regularly heard and duly considered by this Court on July 11, 2008. Based on the papers filed in  
3 support of and opposition to the motion, and oral argument thereon,

4 IT IS HEREBY ORDERED THAT:

5 The Court GRANTS Defendant's Motion to Dismiss. Plaintiff's complaint is dismissed  
6 with prejudice.

7 Dated: July \_\_\_, 2008.

\_\_\_\_\_  
8 The Honorable Susan Illston